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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE DISTRICT OF ARIZONA

8 United States of America,) CR-04-00239-02-PHX-FJM
9 Plaintiff,) **ORDER**
10 vs.)
11)
12 Fidel Mendez,)
13 Defendant.)
14 _____

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16 A detention hearing and a preliminary revocation hearing on the Petition on
17 Supervised Release were held on July 8, 2010.

18 **THE COURT FINDS** that the Defendant has knowingly, intelligently, and
19 voluntarily waived his right to a detention hearing and a preliminary revocation hearing and
20 has consented to the issue of detention being made based upon the allegations in the Petition.

21 **THE COURT FURTHER FINDS** that the Defendant has failed to sustain his
22 burden of proof by clear and convincing evidence pursuant to Rule 32.1(a)(6),
23 FED.R.CRIM.P., that he is neither a flight risk nor a danger to the community. *United States*
24 *v. Loya*, 23 F.3d 1529 (9th Cir. 1994).

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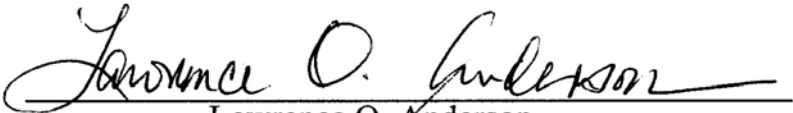
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IT IS ORDERED that the Defendant shall be detained pending further order
of the court.

DATED this 19th day of July, 2010.


Lawrence O. Anderson
United States Magistrate Judge